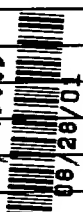


Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 212345US22CONT		SERIAL NO. <u>09/939,689</u> <b>NEW APPLICATION</b>	
LIST OF REFERENCES CITED BY APPLICANT				APPLICANT FRANKS, ET AL			
				FILING DATE HEREWITH		GROUP 1653 (Anticipated)	
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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
<i>JR</i>	AA	1,855,591	04/26/32	LEO WALLERSTEIN	435	188	J0973 U.S. PTO 09/939689  06/28/01
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	FOREIGN PATENT DOCUMENTS						
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION		
					YES	NO	
<i>JR</i>	AJ	EP 0140 489	05/08/85	EUROPE	XXX		Class/ Sub                       
	AK	WO 87/00196	01/15/87	WIPO	XXX		
	AL	GB 2 126 588	03/28/84	UNITED KINGDOM	XXX		
	AM	EP 0 111 216	06/20/84	EUROPE	XXX		
	AN	WO 87/05300	09/11/87	WIPO	XXX		
	AO	WO 86/04095	07/17/86	WIPO	XXX		
	AP	WO 90/05182	05/17/90	WIPO	XXX		
	AQ	EP 0229 810 B1	07/29/87	EUROPE	XXX		
	AR	EP 0 297 887	01/04/89	EUROPE	XXX		
	AS	WO 89/06542	07/27/89	WIPO	XXX		
	AT						
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	AX	Modes of Stabilization of a Protein by Organic Solutes during Desiccation; John F. Carpenter and John H. Crowe, Department of Zoology, University of California, Davis, California Cryobiology <u>25</u> pages 459-470 (1988)					
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\*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 212345US22CONT		SERIAL NO. 09/939,689 <u>NEW APPLICATION</u>	
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JR	AAC	Some Physico-Chemical Properties of Lactose, B. L. Herrington, J Dairy Science, <u>17</u> , pages 501 - 519, (1934)					
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JR	AAF	Structural Stability of Intermediate Moisture Foods- A New Understanding, Louise Slade and H. Levine, Food Structure, its Creation and Evaluation, Blanshard and Mitchell, pages 115-180 (1988)					
JR	AAG	The Nature of the Glassy State and the Behavior of Liquids at Low Temperatures, Kauzmann Chem Rev <u>43</u> , pages 219 - 227 (1948)					
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JR	AAM	Walter Relations of Foods, R.B. Duckworth, Editor, Academic Press, page 648 (1975)					
JR	AAN	The New Encyclopedia Britannica, <u>Volume 16</u> , Encyclopedia Britannica, Inc., page 476 - 479 (1985)					
JR	AAO	Hydration-induced Conformational and Flexibility Changes of Lysozyme at Low Water Content, P.L. Poole and J.L. Finney, Int J. Biol. Macromol., <u>5</u> pages 308-310 (1983)					
JR	AAP	Sequential Hydration of a Dry Globular Protein, P.L. Poole and J.L. Finney, Biopolymers, <u>22</u> pages 255-260 (1983)					
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LIST OF REFERENCES CITED BY APPLICANT				APPLICANT FRANKS ET AL			
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JR	AAR	Dielectric Studies of Protein Hydration and Hydration-induced Flexibility, Bone and Pethig, J. Mol. Biol., <u>181</u> pages 323-326, (1985)					
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	BAH						
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SERIAL NO. 09/939.689  
~~NEW APPLICATION~~

GROUP	1653
(Anticipated)	

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		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
JZR	AB	SHO 55-97096	07/80	JAPAN		
JZR	AC	SHO 55-97096	07/80	JAPAN	X	


May 24, 2002

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GROUP 1653  
(Anticipated)

Date Considered Mar. 27, 2002

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Form PTO 1449  
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PATENT AND TRADEMARK OFFICEATTY DOCKET NO.  
212345US22CONTSERIAL NO. 0919391609  
~~NEW APPLICATION~~

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APPLICANT

FELIX FRANKS ET AL.

FILING DATE  
HEREWITHGROUP 1653  
(Anticipated)

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					YES	NO
JR	AA	0 520 748 A1	12/30/92	Europe	x	

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JR	AB	14 October 1999 letter from Mewburn Ellis to EPO				
JR	AC	20 September 1999 Letter from Gill Jennings & Every to EPO				
JR	AD	Declaration under 37 CFR 1.132 re: Franks et al. S.N. 08/241,457; filed 11 May 1994; for storage of materials dated 23 February 1996				
JR	AE	Supplemental Amendment re: Franks et al. S.N. 08/241,457; filed 11 May 1994; for storage of materials dated 22 April 1996				
JR	AF	Document in No. 92 305 769.9 - Communication/Minutes (Annex) dated 17.07.98				
JR	AG	Opposition by Quardant to Inhale EP 0,383,569; Declaration by Nicholas David Osborne (Unsigned; Sept. 1999)				
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JR	AI	Clas et al., "Differential Scanning Calorimetry: Applications in Drug Development," <i>Research Focus/Reviews</i> Vol. 2, No. 8 August 1999, pages 311-320.				
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JR	AK	Green et al., "The Journal of Physical Chemistry," <i>Phase Relations and Vitrification in Saccharide--Water Solutions and the Trehalose Anomaly</i> Vol. 93, No. 8, 1989 pp. 2880-2882				
JR	AL	Japanese patent publication Sho 60-244288 (1985-244288) 1985 (translation)				
JR	AM	Labrude et al., s.t.p. pharma, June 1988 No. 6; pp. 472-480				
JR	AN	Labrude et al., "Journal of Pharmaceutical Sciences; Vol. 78, No. 3, March 1989"; pp. 223-229				
JR	AO	Fax from Eric Potter Clarkson to EPO dated 15 October 1999 re: Further Submissions of Novo Nordisk (Opponent 2)				
JR	AP	26 October 1999 letter/fax from Mewburn Ellis to EPO containing: letter dated 15 October 1999 to EPO from Akzo Nobel				
JR	AQ	29 November 1999 letter from Mewburn Ellis to EPO				
JR	AR	3 December 1999 letter from Eric Potter Clarkson to EPO re: Opposition to European patent Application No. 90301561.8 (0383569)				
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JR	AU	06 March 2000 letter/fax from Mewburn Ellis to EPO				
JR	AV	01 November 1999 fax from Simmons & Simmons, containing claim form and draft amended pleadings				

Examiner

Jeffrey E. Russell

Date Considered

M, 24, 2002

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## Notice of References Cited

Application No. 09/939,689  
New Application

Applicant(s) E. Frank A. J.

Examiner J. Russell

Group Art Unit 1653

Page 1 of 1

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*		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS
*	A	3,694,547	9-26-1972	Forsthoff	924	94.66
	B					
	C					
	D					
	E					
	F					
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*		DOCUMENT NO.	DATE	COUNTRY	NAME	CLASS	SUBCLASS
	N						
	O						
	P						
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	T						

## NON-PATENT DOCUMENTS

*		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	U		
	V		
	W		
	X		

\* A copy of this reference is not being furnished with this Office action.  
(See Manual of Patent Examining Procedure, Section 707.05(a).)

Jeffrey E. Russell

May 24, 2002